

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

CNY FAIR HOUSING, INC.,

Plaintiff,

v.

PAINTED POST, LLC D/B/A BROOKDALE  
EAST SIDE; SH ITHACA OPERATOR, INC.  
D/B/A BROOKDALE ITHACA; ITHACA  
STERLING COTTAGE OPERATOR, INC.  
D/B/A/ BROOKDALE ITHACA; BROOKDALE  
SENIOR LIVING COMMUNITIES, INC.;

Defendants.

Case No. 5:22-cv-01172 (TJM/TWD)

**JOINT NOTICE OF VOLUNTARY DISMISSAL**

Plaintiff CNY FAIR HOUSING, INC. (“Plaintiff”) and PAINTED POST, LLC D/B/A BROOKDALE EAST SIDE; SH ITHACA OPERATOR, INC. D/B/A BROOKDALE ITHACA; ITHACA STERLING COTTAGE OPERATOR, INC. D/B/A BROOKDALE ITHACA; BROOKDALE SENIOR LIVING COMMUNITIES, INC., (“Defendants”) (Plaintiff and Defendants are collectively the “Parties”) hereby file this Joint Notice of Dismissal under Fed. R. Civ. P. 41(a)(1)(A)(ii).

**IT IS HEREBY STIPULATED AND AGREED**, by the undersigned parties, that this action is dismissed against Defendants with prejudice, and without costs to either party, in accordance with Fed. R. Civ. P. 41(a)(1)(A)(ii).

Respectfully Submitted,

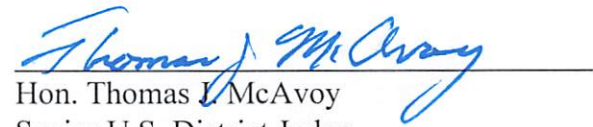
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IT IS SO ORDERED.

DATED: 9/6/2023

  
Hon. Thomas J. McAvoy  
Senior U.S. District Judge